Docket No.: FPHCR.112NP Customer No. 20995

STATEMENT UNDER 37 CFR § 3.73(b) ESTABLISHMENT OF ASSIGNEE

Applicant

: McAuley et al.

App. No.

: 10/598,026

Filed

: October 18, 2007

For

: BREATHING ASSISTANCE APPARTUS

Examiner

Chu, Kaiyeu K.

Group Art Unit

: 3771

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This document is being filed with a copy of a Power of Attorney signed by the Assignee. This Statement sets forth the chain of title of the above-identified application.

Fisher & Paykel Healthcare Limited, a Corporation, is the Assignee of the entire right, title, and interest of the above-referenced application by virtue of: the Assignment from the inventor(s) to the Assignee recorded in the United States Patent and Trademark Office on October 4, 2006, at Reel 018347, and Frame 0498.

The undersigned is an agent of Customer Number 20995 and is authorized to act on behalf of the Assignee. Please recognize or change the correspondence address for the above-identified application to Customer No. 20995.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 1/4/10

Gregory Tse

Registration No. 63,119 Attorney of Record Customer No. 20995

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